

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

ABS GLOBAL, INC.,

Plaintiff/Counterclaim Defendant,

v.

ORDER

INGURAN, LLC,

Defendant/Counterclaimant/Third-Party Plaintiff,

and

XY, LLC,

Intervening Defendant/Counterclaimant/Third-Party Plaintiff,

v.

GENUS PLC,

Third-Party Defendant.

Having reviewed ST's amended proponent deposition designations (dkt. #630), the court makes the following rulings as to witness Ian Biggs. The approved designations may be presented to the jury unless the witness is available to testify in person. **ST shall remove all objections and any other asides or discussions between counsel and/or with the court reporter, even where not noted by the court in its rulings.**

Ian Biggs	6:7-10	Statements of the videographer are not evidence (Sustained)	24:15-23 29:17-30:3 32:19-21 60:19-61:16		30:4-6; 30:9-22	
	6:21-12:24	Statements of the videographer are not evidence [6:21-7:5] (Sustained)				
		Identification of counsel is not evidence [7:6-16] (Sustained)	61:23-62:5 62:8-63:19	402/403,602 801/082 Assumes facts not in evidence		
	13:9-16:22	Improper comment on testimony [10:3; 10:11] (Sustained)		[62:2-5 (Overruled) , 62:8-11 (Overruled)<td></td><td></td>		
	17:2-20:7	Question assumes fact not in evidence [16:19-22] (Sustained)	63:23-64:10 64:12-65:13	Assumes facts not in evidence [62:22-25 (Overruled) ; 63:16-19 (Overruled)]		
		Question assumes fact not in evidence [17:2-9] (Sustained)		402/403 602 701 Assumes facts not in evidence		
	20:10-14	Question is leading [20:5-7] (Sustained)		64:7-10 (Overruled) ; 64:12-65:2] (Overruled);		
	20:17-21					
	20:24-21:7	Question is leading [20:10; 20:12-14] (Sustained as to 20:10; overruled as to 20:12-14)				
	21:12-20 (starting at "How					

	would . . .") 22:8-11 22:15-23:19 (starting at "Is that amendment . . .") 24:7-14 24:24-28:13	Question is leading [20:17 (Overruled) ; 20:19-21 (Sustained)] Question is leading [20:24] (Sustained) Questions are leading [28:11- 13] (Sustained)	402/403 602 [65:8-13 (Overruled)]		
	28:16-25	Questions are leading (Sustained)			
	29:4-16 32:22-35:2	Questions are leading [29:4] (Sustained)			
	35:5-36:22				
	37:13-38:14				

	38:17-39:11 39:14-41:22 42:18-43:18 44:24-46:3 46:19-48:14 50:9-21 50:24-51:4	Question is leading [38:17] (Overruled)				
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	51:9-13	Question is leading (Overruled)				
	51:16-53:19	Question is leading [51:16-20; 53:15-19] (Overruled)				
	53:22-56:6	Question is leading [53:22-54:5] (Overruled)				
	58:13-59:12					

	60:5-9	Question mischaracterizes ABS's complaint (Sustained)				
	60:11-14	Question mischaracterizes ABS's complaint (Sustained)				
	65:17-24	Improper commentary on testimony (Sustained)				

Entered this 3rd of August, 2016.

BY THE COURT:

/s/

WILLIAM M. CONLEY
District Judge